

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

TASER INTERNATIONAL, INC., *et al.*,)
Plaintiffs,) Case No.: 1:10-CV-03108-JOF
v.) [On removal from the State
MORGAN STANLEY & CO., INC., *et al.*,) Court of Fulton County,
Defendants.) Georgia Case No.:
) 2008-EV-004739-B]
)

NOTICE

Plaintiffs are providing the Court Notice that they are withdrawing Plaintiffs' Motion to Compel Against Defendant Merrill Lynch, which was filed with the State Court on September 21, 2010.¹ Plaintiffs are withdrawing the Motion pursuant to the parties' Stipulation dated October 25, 2010, which was filed with the Court.

¹ Plaintiffs believe that the removal of this case was improper. Plaintiffs' filing of this Notice should not be construed as Plaintiffs' agreement or consent to the removal or to the jurisdiction of this Court.

Respectfully submitted, this 28th day of October, 2010.

/s/ Elizabeth G. Eager

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CERTIFICATE OF SERVICE

I hereby certify that on this day, a true and correct copy of the foregoing **NOTICE** was electronically filed with the Clerk of Court using the Court's electronic filing system which will automatically send an email notification of such filing to the following attorneys of record who are registered participants in the Court's electronic notice and filing system:

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Further, I hereby certify that on this day, I caused a true and correct copy of the foregoing to be served by U.S. Mail on:

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This 28th day of October, 2010.

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